**THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY**

**WRIT PETITION No. 10145 of 2006**

24.05.2006

Between:

Sanapala Poli Naidu.

…Petitioner

And

The Greater Visakhapatnam, rep. by its Municipal Commissioner, Visakhapatnam & another.

….Respondents.

**THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY**

**WRIT PETITION No. 10145 of 2006**

**ORDER :**

Petitioner states that he is the owner and possessor of a plot of 400 square yards in Survey No.76/3 of Chinagadili village of Visakhapatnam (Rural) Mandal. His grievance is that the respondents are proposing to lay 200 feet road covering the said 400

square yards without initiating any proceedings.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

It hardly needs any emphasis that in case any private property is needed for the Government for undertaking any public works, they are under obligation to acquire the land by initiating proceedings under the Land Acquisition Act or by undertaking negotiations with the owners of such property. Howsoever important the purpose may be, the owners of private property cannot be denied of their rights.

Hence, the writ petition is disposed of directing that in case the respondents need the plot of the petitioner for the purpose of laying a 200 feet wide road or for any other public purpose, they shall be under obligation to pay compensation to the petitioner either through negotiations or by following the procedure prescribed under the Land Acquisition Act. No order as to costs.

L. NARASIMHA REDDY, J

Date: 24th May 2006

ajr/pv